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in which said person is confined for the appointment of counsel to represent the person to be examined. Said counsel to act at a hearing before the judge and in any subsequent proceedings, and no order made by said board shall become effective until five days after it shall have been filed with the clerk of the court and a copy shall have been served upon the counsel appointed to represent the person examined, and proof of service of said copy of the order to be filed with the clerk of the court. All orders made under the provisions of this act shall be subject to review by the supreme court or any justice thereof, and said court may upon appeal from any order grant a stay, which shall be effective until such appeal shall have been decided. The judge of the court appointing any counsel under this act may fix the compensation to be paid him. No surgeon performing an operation under the provisions of this act shall be held to account therefor. The record taken upon the examination of every such inmate signed by the said board of examiners shall be preserved by the institution where said inmate is confined, and one year after the performance of the operation the superintendent or other administrative officer of the institution wherein such inmate is confined shall report to the board of examiners the condition of the inmate and the effect of such operation upon such inmate, and a copy of the report shall be filed with the record of the examination.

SEC. 353. *Unauthorized and illegal operations.*—Except as authorized by this act, every person who shall perform, encourage, assist in, or otherwise permit the performance of the operation for the purpose of destroying the power to procreate the human species or any person who shall knowingly permit such operation to be performed upon such person unless the same shall be a medical necessity, shall be guilty of a misdemeanor.

SEC. 3. This act shall take effect immediately.

**Appropriations for year ending September 30, 1913 (chap. 546, acts of 1912, adopted April 19, 1912).**

DEPARTMENT OF HEALTH.

For the salaries of the—

Commissioner of health.....	\$6,000.00
Deputy commissioner of health.....	4,000.00
Secretary.....	4,000.00
Chief clerk and director of the division of vital statistics.....	3,000.00
Ninth grade, one employee.....	2,100.00
Sixth grade, one employee.....	1,200.00
Third grade, one employee.....	600.00
Second grade, one employee.....	480.00

For the actual and necessary traveling expenses of the commissioner in the performance of his official duties, \$1,000, or so much thereof as may be necessary..... 1,000.00

For the actual and necessary traveling expenses of the deputy commissioner in the performance of his official duties, \$500, or so much thereof as may be necessary..... 500.00

For actual and necessary traveling expenses of subordinates of the department of health in the performance of their official duties pursuant to the written direction of the commissioner, \$7,500, or so much thereof as may be necessary..... 7,500.00

For services and expenses of experts and stenographers in examinations and investigations, and for the expenses of the annual conference of health officers, \$9,000, or so much thereof as may be necessary..... 9,000.00

For furniture, books, blanks, binding, printing, messages and other necessary and incidental office expenses, \$10,000, or so much thereof as may be necessary..... 10,000.00

For postage, and transportation of letters, official documents, and other matter sent by express or freight, including boxes or covering for same, \$5,000, or so much thereof as may be necessary.....	\$5, 000. 00
Division of sanitary engineering:	
For salaries of the—	
Consulting engineer.....	4, 500. 00
Assistant consulting engineer.....	3, 000. 00
Two assistant sanitary engineers.....	4, 000. 00
Sixth grade, one employee.....	1, 200. 00
Fourth grade, one employee.....	720. 00
For the purchase of instruments, maps, and for necessary and incidental office expenses, \$1,000, or so much thereof as may be necessary.....	1, 000. 00
Division of vital statistics:	
Eighth grade, two employees.....	3, 600. 00
Seventh grade, one employee.....	1, 500. 00
Sixth grade, one employee.....	1, 200. 00
Fifth grade, four employees.....	3, 600. 00
Third grade, three employees.....	1, 800. 00
Laborer.....	720. 00
Division of publicity and education:	
For salary of the director.....	1, 200. 00
Division of communicable diseases:	
For salary of the medical expert on contagious diseases.....	2, 400. 00
Sixth grade, one employee.....	1, 200. 00
Fifth grade, one employee.....	900. 00
For the suppression, control, and prevention of epidemics of infectious and contagious diseases and tuberculosis exhibits in the several municipalities of the State, \$30,000, or so much thereof as may be necessary....	30, 000. 00
Division of cold storage inspection:	
For enforcing the provisions of chapter 335 of the laws of 1911, relative to cold storage, the following sums are hereby appropriated—	
For salaries of inspectors, and necessary legal services and traveling expenses, \$30,000, or so much thereof as may be necessary..	30, 000. 00
For clerks, stenographers, printing of books and forms, and office expenses, \$4,500, or so much thereof as may be necessary....	4, 500. 00
Antitoxin laboratory:	
For actual and necessary expenditures for the manufacture and standardization of tetanus, streptococcus and diphtheria antitoxin, for the proper distribution of the same in antiseptic tubes, and for further investigations of serum therapy in tuberculosis, typhoid fever and kindred diseases, \$17,000, or so much thereof as may be necessary.....	17, 000. 00
Hygienic laboratory:	
For actual and necessary expenses of equipment and maintenance of of the State hygienic laboratory and for the services of the Bender laboratory and elsewhere, \$14,000, or so much thereof as may be necessary.....	14, 000. 00
STATE INSTITUTE FOR THE STUDY OF MALIGNANT DISEASES.	
For the State Institute for the Study of Malignant Diseases at Buffalo, for the equipment and maintenance of laboratory and hospital, including salaries, \$60,000, or so much thereof as may be necessary .....	60, 000. 00

## LUNACY COMMISSION.

## For salaries of the—

Medical commissioner.....	\$7, 500. 00
Legal commissioner.....	5, 000. 00
Lay commissioner.....	5, 000. 00
Medical inspector.....	4, 500. 00
Secretary.....	5, 000. 00
Auditor.....	4, 000. 00
Eleventh grade, two employees.....	5, 000. 00
Ninth grade, one employee.....	2, 000. 00
Seventh grade, four employees.....	6, 400. 00
Sixth grade, one employee.....	1, 000. 00
Fourth grade, one employee.....	700. 00
Second grade, two employees.....	960. 00

For temporary clerical and expert services, \$2,500, or so much thereof as may be necessary..... 2, 500. 00

For traveling and incidental expenses of the three commissioners in the performance of their official duties, \$1,200 each, \$3,600..... 3, 600. 00

For the actual and necessary traveling expenses of the medical inspector, in the performance of his official duties, \$1,000, or so much thereof as may be necessary..... 1, 000. 00

For the deportation of alien and nonresident lunatics to other countries and States; and for the transfer of patients from one hospital to another, \$25,000, or so much thereof as may be necessary..... 25, 000. 00

For compensation and actual and necessary traveling expenses of special agents in the performance of their official duties, \$10, 000, or so much thereof as may be necessary..... 10, 000. 00

For furniture, books, blanks, printing, stationery, messages, postage and transportation of letters, official documents and other matter sent by express or freight, including boxes or covering for same, and other necessary and incidental office expenses, \$8,500, or so much thereof as may be necessary..... 8, 500. 00

For the maintenance of the psychiatric institute, under the direction of the State commission in lunacy, as provided by article 7 of chapter 32 of the laws of 1909, being the insanity law, \$30,000, or so much thereof as may be necessary..... 30, 000. 00

## Board of alienists:

For the salaries of the members of the board of alienists appointed under section 19 of chapter 32 of the laws of 1909, being the insanity law, \$15,000..... 15, 000. 00

For the actual and necessary expenses of the members of said board, in the performance of their official duties, \$600, or so much thereof as may be necessary..... 600. 00

For the services of interpreters, clerk, and stenographer, \$6,000, or so much thereof as may be necessary..... 6, 000. 00

For office expenses, including rent, telephone, stationery, and postage, \$3,000, or so much thereof as may be necessary..... 3, 000. 00

## Bureau of hospital treasurer:

For salary of the treasurer, State hospitals..... 4, 500. 00

Ninth grade, one employee..... 2, 000. 00

Eighth grade, two employees..... 3, 400. 00

Seventh grade, one employee..... 1, 500. 00

Sixth grade, two employees..... 2, 200. 00

First grade, one employee..... 360. 00

**Inspectors of buildings and supplies:****For salary of the—**

Inspector of buildings and engineering.....	\$4,000.00
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Inspector of supplies.....	4,000.00
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<b>For the necessary and actual expenses of the inspectors in the performance of their official duties, \$2,000, or so much thereof as may be necessary.....</b>	<b>2,000.00</b>
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**Hospitals:**

Binghamton State Hospital; for maintenance.....	437,070.50
Buffalo State Hospital; for maintenance.....	377,084.00
Central Islip State Hospital; for maintenance.....	732,198.00
Gowanda State Homeopathic Hospital, for maintenance.....	207,936.95
Hudson River State Hospital, for maintenance.....	568,491.00
Kings Park State Hospital, for maintenance.....	643,069.00
Long Island State Hospital, for maintenance.....	206,470.50
Manhattan State Hospital, for maintenance.....	754,616.86
Middletown State Homeopathic Hospital, for maintenance.....	375,108.00
Mohansic State Hospital, for maintenance.....	69,090.00
Rochester State Hospital, for maintenance.....	295,587.50
St. Lawrence State Hospital, for maintenance.....	388,407.50
Utica State Hospital, for maintenance.....	318,349.36
Willard State Hospital, for maintenance.....	431,412.20

**Appropriations—For certain expenses and to supply deficiencies (chap. 547, acts of 1912, adopted Apr. 19, 1912).****DEPARTMENT OF HEALTH.**

For the printing of marriage licenses and record books for town, city, and county clerks, and express charges for distribution of same, ordered pursuant to chapter 742, laws of 1907, and article 3, chapter 19, laws of 1909, being the domestic-relations law, \$2,000, or so much thereof as may be necessary.....	\$2,000.00
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For the control and prevention of ophthalmia neonatorum and the prevention of blindness, \$2,500, or so much thereof as may be necessary..	2,500.00
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For the purpose of paying the expenses of an exhibition of New York State work in hygiene, public health, sanitation, and vital statistics, at the fifteenth international congress at Washington, D. C., in September, 1912, \$10,000, or so much thereof as may be necessary, payable by the treasurer on the warrant of the comptroller.....	10,000.00
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Three hundred and seven dollars and ninety-one cents, being the unexpended balance of appropriation made by chapter 512, laws of 1910, \$307.50, being the unexpended balance of appropriation made by chapter 810, laws of 1911, for services of employees, and \$975.08, being the unexpended balance of appropriation made by chapter 512, laws of 1910, for the actual and necessary traveling expenses of the commissioner of health, are hereby reappropriated for additional or temporary services in said office.....	1,590.49
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**STATE INSTITUTE FOR THE STUDY OF MALIGNANT DISEASES.**

For the State Institute for the Study of Malignant Diseases at Buffalo, for remodeling present stable and animal house into service building and heating and lighting plant, and for the erection of new animal house, for masonry, carpentry, and plumbing in connection with the